

**MINUTES  
FREMONT CITY COUNCIL REGULAR MEETING  
FEBRUARY 9, 2010  
FREMONT CITY HALL  
7:00 P.M.**

**1. PRELIMINARY**

**1.1 Call to Order:** Mayor Wasserman called the meeting to order.

**1.2 Flag Salute:** Councilmember Natarajan led the salute to the flag.

**1.3 Roll Call:** Present: Mayor Wasserman, Vice Mayor Wieckowski, Councilmembers: Natarajan, Harrison, and Chan.

**1.4 Announcements by Mayor/City Manager**

**2. CONSENT CALENDAR**

- \* **2.1 Waive Reading of Ordinances:** The City Attorney read the titles of ordinances to be considered.

On a motion by Councilmember Natarajan, seconded by Vice Mayor Wieckowski, the City Council waived further readings of proposed ordinances.

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|----------|---|
| Ayes:    | Mayor Wasserman, Vice Mayor Wieckowski,<br>Councilmembers: Natarajan, Harrison and Chan |
| Noes:    | None  |
| Absent:  | None  |
| Abstain: | None  |

- \* **2.2 Approval of Minutes** – None.

- \* **2.3 Mayor Wasserman opened consideration of authorization for the City Manager or Designee to Execute a Purchase Order Contract for the Purchase of Traffic Signal Communications Equipment for City Project No. PWC8721 (Signal Retiming on Fremont Boulevard, Washington Boulevard, Grimmer Boulevard, Blacow Road, and Warm Springs Boulevard Project)**

On a motion by Councilmember Natarajan, seconded by Vice Mayor Wieckowski, the City Council authorized the City Manager, or designee, to execute a purchase order contract with Western Systems for the procurement of traffic signal communications equipment in the amount of \$62,517.42.

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| Ayes: | Mayor Wasserman, Vice Mayor Wieckowski,<br>Councilmembers: Natarajan, Harrison and Chan |
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\*Consent Items

Noes: None  
Absent: None  
Abstain: None

**\* 2.4 Mayor Wasserman opened consideration of authorization to Enter an Agreement with the Bankruptcy Court Appointed Receiver for WL Homes dba John Laing Homes and the Bond Company Providing a Structure for the Completion of Work on Tract 7735 – Villa d’Este, and Transfer of the Project to a New Developer, Pulte Homes; Authorization to Execute Amended or Substituted Subdivision Improvement Agreements and other Related Documents**

On a motion by Councilmember Natarajan, seconded by Vice Mayor Wieckowski, the City Council authorized the City Manager or his designee to execute 1) an agreement with California Real Estate Receiverships and Bond Safeguard Insurance Company relating to transfer terms for the sale of the remaining Villa d’Este project to Pulte Homes, as described herein, 2) amended and/or restated subdivision improvement agreements for the construction and warranty of the required public and private infrastructure improvements connected with the project, and 3) any other implementing documents and take such further actions as are necessary for the sale and transfer of the project to Pulte Homes, provided they do not have a negative fiscal impact upon the City.

Ayes: Mayor Wasserman, Vice Mayor Wieckowski,  
Councilmembers: Natarajan, Harrison and Chan  
Noes: None  
Absent: None  
Abstain: None

**\* 2.5 Mayor Wasserman opened consideration of Approval of Plans and Specifications and Award of Contract for Reconstruction of Curbs, Gutters, Sidewalks, and Driveways – for Three Project Areas including Area X, City Project No. 8239X (PWC), portions of Isherwood, and Sidewalks Adjacent to City Offices in the Midtown**

On a motion by Councilmember Natarajan, seconded by Vice Mayor Wieckowski, the City Council:

1. Approved the plans and specifications for Reconstruction of Curbs, Gutters, Sidewalks, and Driveways – for three project areas, including Area X, City Project No. 8239X (PWC), portions of Isherwood and the sidewalks adjacent to City offices in the Midtown.
2. Awarded the Contract for Reconstruction of Curbs, Gutters, Sidewalks, and Driveways - for three project areas, including Area X, City Project No. 8239X (PWC), ), portions of Isherwood and the sidewalks adjacent to City offices in the Midtown, to Star Construction, Inc., in the amount of \$869,750.50 and authorized the City Manager or designee to sign the contract.

Ayes: Mayor Wasserman, Vice Mayor Wieckowski,  
Councilmembers: Natarajan, Harrison and Chan  
Noes: None  
Absent: None  
Abstain: None

**\* 2.6 Mayor Wasserman opened consideration of Approval of Plans and Specifications and Award of Contract for Citywide Intersection Ramps, City Project No. 8444D (PWC)**

On a motion by Councilmember Natarajan, seconded by Vice Mayor Wieckowski, the City Council:

1. Approved the plans and specifications for Citywide Intersection Ramps, City Project No. 8444D (PWC).
2. Awarded the contract for Citywide Intersection Ramps, City Project No. 8444D (PWC) to FBD Vanguard Construction, Inc., in the amount of \$303,322.90, and authorized the City Manager or designee to sign the contract.

Ayes: Mayor Wasserman, Vice Mayor Wieckowski,  
Councilmembers: Natarajan, Harrison and Chan  
Noes: None  
Absent: None  
Abstain: None

**\* 2.7 Mayor Wasserman opened consideration of Dedication Plaque Quotations for Fire Station #11 and the Fire Department Training Center**

On a motion by Councilmember Natarajan, seconded by Vice Mayor Wieckowski, the City Council approved the quotations for use on the dedication plaques for Fire Station #11 and the Fire Department Training Center.

Ayes: Mayor Wasserman, Vice Mayor Wieckowski,  
Councilmembers: Natarajan, Harrison and Chan  
Noes: None  
Absent: None  
Abstain: None

**3. CEREMONIAL ITEMS – None.**

**4. PUBLIC COMMUNICATIONS**

**4.1 Oral and Written Communications – None.**

**5. SCHEDULED ITEMS – None.**

## 6. REPORT FROM CITY ATTORNEY

### 6.1 Mayor Wasserman opened consideration of a Report Out from Closed Session of Any Final Action – None.

## 7. OTHER BUSINESS

### 7.1 Mayor Wasserman opened consideration of Adoption of a Resolution Authorizing Staff to Apply for a U.S. Economic Development Administration Planning and Technical Assistance Grant and Grant Authority for Staff to Sign the Application and Accept the Award

Economic Development Director Lori Taylor reviewed the history of NUMMI and retention efforts and highlighted elements of the EDA Grant Program, which included the grant process, benefits to the community, the strategic and sequential order of the four studies, and components of each of the four studies. Ms. Taylor concluded the presentation by outlining the EDA Grant tentative schedule. Mayor Wasserman opened the item for public comment. Sharon Cornu (Alameda Labor Council), Nina Moore (Fremont Chamber of Commerce), and John Rennels (BART Principal Property Development Officer) expressed support for the EDA grant application. There were no other speakers. Mayor Wasserman closed public comment. Staff responded to questions from Councilmembers. Councilmembers provided comment.

On a motion by Councilmember Natarajan, seconded by Vice Mayor Wieckowski, the City Council adopted Resolution No. 2010-06 authorizing staff to apply for a U.S. Economic Development Administration Planning and Technical Assistance Grant and granting authority for staff to sign the application and accept the award.

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| Ayes:    | Mayor Wasserman, Vice Mayor Wieckowski,<br>Councilmembers: Natarajan, Harrison and Chan |
| Noes:    | None  |
| Absent:  | None  |
| Abstain: | None  |

## 8. COUNCIL COMMUNICATIONS

### 8.1 Council Referrals

**COUNCILMEMBER NATARAJAN REFERRAL:** Request the City Council to Consider Adopting a Resolution Supporting the Local Taxpayer, Public Safety, and Transportation Protection Act 2010

Councilmember Natarajan provided an overview of her referral for Council to consider adopting a resolution in support of the Local Taxpayer, Public Safety, and Transportation Protection Act of 2010.

On a motion by Councilmember Natarajan, seconded by Vice Mayor Wieckowski, the City Council adopted Resolution 2010-07, a resolution in support of the Local Taxpayer, Public Safety and Transportation Protection Act of 2010.

Ayes: Mayor Wasserman, Vice Mayor Wieckowski,  
Councilmembers: Natarajan, Harrison and Chan  
Noes: None  
Absent: None  
Abstain: None

**8.2 Oral Reports on Meetings and Events – None.**

- 9. ADJOURNMENT:** There being no further business, Mayor Wasserman adjourned the meeting at 7:45 p.m. in memory of Larry Milnes, former Assistant City manager and Public Works Director.

Attest:

Approved:

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Dawn G. Abrahamson, City Clerk

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BOB WASSERMAN, Mayor